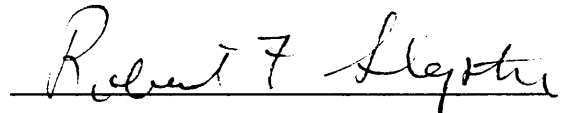


Supreme Court of Kentucky

IN RE: ORDER APPROVING LOCAL RULES, 37TH JUDICIAL
CIRCUIT, CARTER, ELLIOTT AND MORGAN COUNTIES

The Local Rules for the 37th Judicial Circuit, Carter,
Elliott and Morgan Counties are hereby approved by the
undersigned.

ENTERED December 1, 1995.

A handwritten signature in cursive script, reading "Robert F. Stephens", is written over a horizontal line.

Chief Justice

RULES OF CIRCUIT COURT
THIRTY-SEVENTH JUDICIAL DISTRICT
COMMONWEALTH OF KENTUCKY

The Rules of Circuit Court for Thirty-Seventh District of Kentucky is amended as follows:

1. Trial by jury shall be held regularly within the district at the following times and places, unless by Special Orders of the Court in individual cases, as hereinafter set out:

(a) Courthouse, Grayson, Carter County, Kentucky, four weeks in March, June, September, November.

(b) Courthouse, Sandy Hook, Elliott County, Kentucky, first two weeks of February, May, August, October.

(c) Courthouse, West Liberty, Morgan County, Kentucky, last two weeks of February, May, August, October.

2. Motion days shall be held as follows:

Carter County on 1st and 3rd Monday

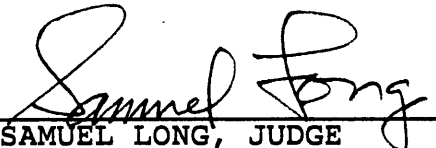
Elliott County on 2nd Monday

Morgan County on 4th Monday

3. Court shall convene at 9:00 a.m. unless a different time is ordered in a particular case.

4. Court shall comply with the Court of Justice Holiday schedule and no matter shall be scheduled. Court shall notify Clerk of any other dates which Court shall not be held.

Given under my hand this 10th day of November, 1995.



SAMUEL LONG, JUDGE
37TH JUDICIAL DISTRICT
COMMONWEALTH OF KENTUCKY

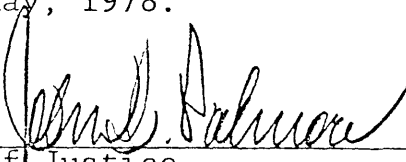
SUPREME COURT OF KENTUCKY

ORDER

IN RE: APPROVAL OF LOCAL RULES

Pursuant to SCR 1.040(2)(a) the local rules of the Thirty-Seventh Judicial Circuit, attached as an appendix of this order and similarly attached amendments to the rules of the Seventeenth Judicial Circuit and the Ninth Judicial Circuit are approved.

Entered 2^d day of May, 1978.



Chief Justice

RULES OF CIRCUIT COURT FOR THIRTY-SEVENTH
JUDICIAL DISTRICT OF KENTUCKY

1. Trial by jury shall be held regulary within the district at the following times and places, unless by Special Orders of the Court in individual cases, as hereinafter set out:
 - (a) Court House, Grayson, Carter County, Kentucky

<u>1st</u> Monday in March	24 Court days
<u>1st</u> Monday in June	24 Court days
<u>1st</u> Monday after the 1st Tuesday in November	24 Court days
 - (b) Court House, Sandy Hook, Elliott County

<u>1st</u> Monday in February	12 Court days
<u>1st</u> Monday in May	12 Court days
<u>1st</u> Monday in October	12 Court days
 - (c) Court Facility Building, West Liberty, Morgan County, Ky.

<u>3rd</u> Monday in February	12 Court days
<u>3rd</u> Monday in May	12 Court days
<u>3rd</u> Monday in October	12 Court days
2. All other trial by jury other than as set out in Rule 1, shall be held only by orders of the Court setting out the style of the case, date, time and place to be held.

Copies of the order shall be handed to or mailed to all attorneys of record, by the Clerk of this Court, at least five (5) days before the date of trial unless the time is waived by the attorneys with consent of the Court.
3. All trials to be heard by the Court without a jury, shall be docketed and set for trial under the same procedure as set out in Rule 2 above.

4. All sessions of Court shall convene at 9:30 A.M. at the prevailing time of the place where court is being held, unless a different time is ordered in a particular case.
5. Jury selection shall be in compliance with rules set out by the Supreme Court and as may be supplemented by this Court to fit the individual situation, so long as not inconsistent with the statutes or any rule of the Supreme Court.
6. A new jury panel shall be selected for each period of jury trials.
7. A jury panel shall be drawn from the wheel at least 35 days prior to a jury term and notified by the clerk as per rule of the Supreme Court. A jury panel selected for a particular term shall be subject to re-call for any particular case or cases until a jury is impaneled for the succeeding jury term, however, the members will not be required to serve more than 30 Court days in any 12 month period.
8. Jury Commissioners shall be appointed according to statute and rules of the Supreme Court. The Jury Commissioners shall place in the wheel 500 names from the master list plus 2% of the total number of names on the master list in each of the counties in the district.
9. There shall be 60 names selected from the wheel for each of the jury terms in each of the counties, to make up the panel for service.

GRAND JURY

1. A regular grand jury shall be convened in the district at the times and places as follows:

- (a) Elliott County:

- 1st Monday in February

- 1st Monday in June

- 1st Monday in October

- (b) Morgan County:

- 3rd Monday in February

- 3rd Monday in June

- 3rd Monday in October

- (c) Carter County

- 1st Monday in March

- 1st Monday in July

- 1st Monday in November

2. The grand jury panel for the July session of the Carter Circuit Court shall be selected from the jurors impaneled on the 1st Monday in June.

The grand jury for the June, session of the Morgan Circuit Court shall be selected from the panel of jurors made on the 3rd Monday in May.

The grand jury for the June session of the Elliott Circuit Court shall be selected from the jurors impaneled on the 1st Monday in May.

(Note: From past experience, the grand juries in the district very rarely used more than six days each session and on some occasions less. Since our jury trial sessions have not been set up in exactly four month intervals they are being retained as were in order to not have a change in our established jury trial session.

which have been found satisfactory in the past. In order to do this and to also meet the requirements of a grand jury at least every four months, the Court felt it best to select the grand jury for one session in each county to serve at the succeeding session of the grand jury; otherwise it appears that it would be necessary to have jurors report at a different time for one session of the grand jury during the year. Another alternative, however, would be to let one grand jury serve for two sessions but the Court felt this would be an unreasonable burden on the jurors.)

MOTIONS

"Rule Days" as such are hereby abolished. The Court hereby orders that motions will be heard in the district as follows:

Elliott County: 3rd Tuesday in each month, 9:30 A.M.

Morgan County: 3rd Tuesday in each, 1:00 P.M.

Carter County: 1st Tuesday of each month except the month of November which will be on the 1st Tuesday after the general election.

Motions not requiring evidentiary hearings will be heard beginning at 9:30 A.M.

Motions requiring an evidentiary hearing will be heard beginning at 1:00 P.M.

The Clerks of the Circuit Courts in each of the counties are directed to not set any hearings on a date when motions are to be heard in another county of the district.

(Note: The major difference in this procedure and the one used in the past is the "Rule Day" no longer takes precedence over all other Court Actions. If trial or court matters are in process on the date motions are to be heard in another county, the Court will determine the priority of the Court Actions.

The Clerk of each of the counties in the district will be notified whenever possible and as soon as he determines if the Judge will not be able to hear motions on any given date. Counsel may then call the Clerk or the answering service and receive information in regard to whether or not the Judge will be able to hear Motions on that date.)